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Nevada City Nugget

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Vol. IX, No. 23. The County Seat Paper NEVADA CITY, CALIFORNIA The GOLD Center MONDAY, JAN. 21, 1935

P. G. & E. OPENS LEGAL WAR ON BEAR RIVER MINERS

To Slice Off Kinks In Downieville Road

CAMPTONVILLE, Jan. 21.—The long hoped for work of taking the crookedness out of the Yuba Pass highway started a few days ago when a crew of surveyors, under the directiin of Engineer J. L. Foster started surveying at the bridge on the Middle Yuba River at Freeman's Crossing and working north. The engineering department has opened up an office in the Mayo building, where they will make their headquarters during the work.

This is the starter on the appropriation of $75,000, apportioned for this work, and it is hoped that further appropriations will be made to complete eliminations of kinks in this crooked road. It is estimated that the survey will require two or three months, partly depending upon weather conditions.

It is probable that the actual reconstruction work will start by April or May, and July at the latest. This part of the work will be contracted, and done mostly with machinery. Should the contractor need any local labor, truck drivers, etc., same will be procured through the National Re-employment Service, head office, Marysville, with C. F. Galligan, manager, and those wishing to obtain any such work should register with that office.

It is indefinite at this time, whether the reconstructed road will follow along the same right of way as the present highway, or be rerouted from place to place. Should the government damn which was surveyed last fall, be constructed below Freeman's Crossing, the present Freeman's highway bridge would be 38 feet under water, and a new course for the highway would have to be sought at that place.

REGISTERED BABY CAMPAIGN OPENS

SAN FRANCISCO, Jan. 21.—California's "1934 Cradle Roll Call" is on. Today, from Siskiyou county's snow-clad slopes to San Diego's sun-kiseds trands, postal authorities are distributing little brown U. S. Bureau of the Cenus cards to everyone of the more than 1,500,000 homes in the state.

These cards request parents of babies born in California during the year 1934 to fill out the information requested and drop the card in a box or give it to the postmaster. The postage is free.

The cards then go to Washington and are returned to Sacramento where a corps of checkers will compare them with the State Department of Health records. In this way a check of the efficacy of the birth registration statute can be made and parents assured that their child's "citizenship papers' are in proper shape.

Future benefits of this proof are many. Not the least is the social welfare legislation, both national and state, now being planned—old age pensions and the like--for which absolute proof of citizenship and date of birth are vital.

Families receiving cards to whom no babies were born in 1934, but who know of other familes where there have been newcomers, are asked to cooperate with the Census Bureau, the State Department of Health and the California Emergency Relief Administration, who are sponsoring this poll, in having the cards filled out and returned.

SKI CLUB TO PREPARE SNOW SPORTS PROGRAM

The Nevada City-Grass Valley Ski Association will meet Thursday evening to prepare to entertain the crowds who are coming from all sections to enjoy the snow sports at the course. This organizzation has 60 life members besides between 400 and 500 other members.

Mrs. Hazel Bawden Allen will open a class in public speaking next Thursday evening in the lounge of the National Hotel.

SIERRA COUNTY MINES

YELLOW JACKET MINE

The Yellow Jacket mine, at Alleghany has about five men employed in mining and development of the property. William Lichtenberger is superintendent.

KENTON QUARTZ MINE

Mining and milling continues at the Kenton mine near Alleghany with a crew of 20 employed. Dick Wilson is superintendent. George Gamble, of Proctor and Gamble, of soap fame, owns the mine, and Mr. Gamble often visits, coming up from his home in San Francisco.

PLUMBAGO MINE

Art Campbell, as superintendent, has ten men employed in unwatering and cleaning out the Plumbago mine. This property has a good past production record and holds good promise.

WOMAN SELLLS BOOZE TO MINORS, GOES TO JAIL

Mrs. Dominica Berolo, convicted of violation of section 34 of the state liquor control act, selling liquor to a minor, began a ninety-day sentence in the county jail in Nevada City today.

In April, 1934, Mrs. Berolo was given a ninety-day suspended sentence for manufacturing and selling liquor without a license. Justice of the Peace C. A. Morehouse last week ordered the ninety-day sentence to take effect, and also fined her $100 or fifty days in jail. The latter sentence was suspended. Mrs. Berolos trial was held Thursday.

TRINITY VESTRY TO GIVE ROAST BEEF DINNER

A great roast beef dinner with pumpkin pie and all fixings will be served tomorrow evening in the Elks dining hall by the vestry of the Trinity Episcopal church. The vestry will be assisted by the members of the St. Agnes and Trinity Guilds. All members and their friends are urged to attend. The price is 50 cents and the proceeds will go for the benefit of Trinity church.

Sports Splendor

A jacket of white kid lends chic to the distinctive sports costume displayed above by Gertrude Michael, film actress. In this swagger ensemble, a bright blue woollen fabric fashions the skirt and jacket lining. The hat is of matching blue velvet.

"WHICH JACKASS"? QUESTION IS RAISED

CAMPTONVILLE, Jan. 21.—The country store has always been and probably always will be the center for whatever might come up or be desired in the section where located, as example of this, the following happened in the Meek Mercantile Company store Wednesday afternoon.

The phone rang, Frank P. Godfrey, well known pioneer resident of the Oak Valley section was on the line: "Are there any jackasses in town?"

The clerk's reply, "Yes, several, whom do you want?"

"The small one with the halter rope on his neck."

"Oh, yes, that's the only one with four legs and big ears, we'll see if we can locate him for you."

Frank had left his gate open and the donkey, belonging to a prospector, who was boarding him with Frank for the winter, had taken liberty and like all other loose animals, went to town.

The animal was soon located, having been adopted by the CCC boys and was given lodging in the government warehouse with the Dodge dump truck as a room mate.

WOMAN ATTACKED BY DOGS IN CAMPTONVILLE

CAMPTONVILLE, Jan. 21.—While returning home from work Monday evening, Mr. Acton M. Cleveland, accompanied by her fox terrier, Foxy, were attacked by two large neighboring shepherds on the street in front of her home, badly injuring the fox terrier, and inflicting three bites upon her, on the thigh, ankle and finger. The injuries were such as to necessitate medical attention, which was administered at Grass Valley, Foxy, also having his injuries treated by Dr. Roesner, vetinary.

BEER TAX 1934 TOTAL $1,509,000

SACRAMENTO, January 21.—California's 1934 tax on beer and wine at 2 cents per gallon amounted to $1,509,232.35. This was revealed here today when the State Board of Equalization completed beverage tax assessments for December totalling $106,458.60.

The first taxes levied by the state under this law were for April, 1933, when sales of beverages not exceeding 3.2 per cent in alcoholic content were legalized. Thus 1934 is the first complete calendar year during which the tax has been in force. Total levies for the period during which the tax was collected in 1933 were $633,013.72, so that last year's tax marks an increase of $876,218.63.

At first practically all taxable beverage sales were those of beer, according to State Board of Equalization records. Even after repeal of prohibition in December, 1933, wine sales were accountable for only a small part of the gallonage taxed.

TRANSFORMER BLOW-OUT AT LAVA CAP REPAIRED

Louis Roberts, general overseer of power houses and substations for the P. G. & E. with 25 men completed the installation of a new transformer bank at the Central mine of the Lava Cap Company to take the place of the one which blew out early Friday morning, necessitating a shut-down of the mine for two days. The men worked in shifts, night and day until the damage, attributed to a discharge of lightning, had been repaired.

TRUCKEE HAS MANY VISITORS

Sheriff and Mrs. Carl J. Tobiassen accompanied by Russel Farley, found Truckee in her six feet of snow, a beautiful sight, on Sunday. There were fully 500 visitors in the town, all having a fine time. It registered 22 below zero Sunday morning and snow was frozen to the trees.

Injunction Suit Filed Against Placer Mines

The Pacific Gas & Electric Company last Friday Filed in the Placer County Superior Court an injuction suit against Bear River mining companies in general. The company, besides asking for an injunction, also prays for damages of $500,00 and such other relief as the 'court may see fit to grant.

Named as defendants are J. W. Scott, Ruth Properties, Ltd. You Bet Mining Company, Remington Hill Placers Inc. Ltd., Katherine Broyles, William Maguire as administrator of the estate of Anna Skeahan, deceased, W. W. Mein, Liberty Hill Gold Mining Company, Ltd., R. P. M. Davis, M. A. Grizzle, Frank A. Crampton, and as many as nineteen Jane and John Does.

The Pacific Gas & Electric complains that the defendants have damaged and are damaging its interests in that these mining companies turn their slickings into the Bear River from which company obtains its supply of domestic and irrigation water for Newcastle, Penryn, Rocklyn, Loomis, Lincoln and other communities.

This is the second injunction suit filed by the Pacific Gas & Electric Company with the short space of three weeks. This first was directed against the Liberty Hill Gold Mining Company, Ltd., and asked an injunction to restrain the Liberty Hill from taking water from the Boardman ditch, and damages to the amount of $15,000, allegedly resulting from dynamiting the headgate when the Liberty Hill insisted on water which the P. G. & E. Company had denied the mining company. According to authoritative reports, however, this dispute seemed in a fair way to amicable settlement out of court, and the hearing was postponed until early in Febuary.

Now, however, it would appear that the Pacific Gas & Electric Company has declared war on all placer mining interests along the Bear River, and is lining up for a finish fight with the mining interests. It is claimed by mine operators along the Bear River, that their water rights are amply protected against encroachment, either by priority rights, or by agreement with the P. G. & E. Company itself.

William Maguire, who is perhaps one of the best informed mining men regarding the water rights involved, today said in an interview for the Nugget:

"The P. G. & E., have a water right on the South Fork of the Yuba River to furnish water to the hydraulic mines of You Bet, Dutch Flat, Gold Run, Scott's Flat, Quaker Hill and gravel mines at Nevada City.

"This the company utilizes first by building dams across the outlets of small lakes. The company subsequently built Fordyce, then Lake Spaulding and Van Norden. Then spillways were placed in these dams. The Old South Yuba Company impounded the flood waters but did not draw on this supply until the natural waters of the South Yuba were below their first water right. The P. G. & E of late years has been drawing all the natural supply of the South Yuba by, first, 15,000 inches above its rightful water rights, then 30,000 inches. The company has been placing boards in the spillways of its lakes, impounding the natural supply to the detriment of the riparian owners and private water rights on the South Yuba below their dams.

"The old South Yuba Canal Company did not draw on the surplus supply until the 15th or 20th of August of each year. Now the P. G. & E. draws all the natural supply in June and places it in foreign streams to the detriment of lands in Linda township and lands in the vicinity of Marysville.

"Water of Bear River should never be used for domestic purposes. Large numbers of cattle and sheep are grazed on the water sheds of Bear River, Steep Hollow and Green Horn. It is a common practice of people residing along these water courses to place their toilets over running water.

"One citizen informed me that for twenty years he maintained a privy and each year flushed the repository with water which was discharged into the Bear River."

Legislature Shies At Ad Valorem Tax Levy

By RALPH H. TAYLOR

No ad valorem tax!

Such, if present signs and portents are correct, will be the dictum of the 1935 State Legislature.

To the farmer, the home-owner, the business man—and common property owners generally, it means escape from at least $60,000,000 in additional taxation during the coming two years.

But beyond that, in fundamental importance, it means that there is a new recognition on the part of California lawmakers of the inequalities of the old tax system which looked to real estate for the major support of governmental functions.

The present trend in the Legislature, if it may be taken as a criterian, is definitely against a state property tax, despite the fact that the legislators are face to face with a desperate need of new tax sources to raise approximately $100,000,000 in additional revenues for the coming biennium.

There is, to be sure, no guarantee that an ad valorem, or direct state property tax, will not be levied to offset the loss in state revenues which will result if utility properties are returned to local tax rolls this year, as provided in the second part of the Riley-Stewart tax relief plan, but there is, on the other hand, a definite indication in the Legislature that the ad valoorem levy will be used only as a last resort.

And there is every probability that the lawmakers, conscious of the unpopularity of a direct property tax, will find other means of raising needed revenues.

By broadening the tax base, the return of utility properties to the counties for tar purposes should, in most instances, effect a material reduction in taxes on farm property and other real estate. But an ad valorem tax, if it should be imposed, would not only wipe out this saving, but would probably cancel at least part of the reduction achieved in property taxes under the first part of the Riley-Stewart plan, which transferred school costs to the state.

Even more dangerous is the fact that a tax once imposed is exceedingly difficult to remove and usually mounts in rate, when new revenues are needed.

Bearing on the whole problem of property taxation, the National Real Estate Association has recently gone on record in favor of "an over-all tax limitation on real estate"—a proposal which would limit the total taxes to be levied in one year against any piece of property by state, county and municipal taxing units to a fixed percentage of the true value.

Seven states, Ohio, Indiana, Michigan, West Virginia, Oklahoma, New Mexico and Washington, already have adopted the over-all tax limitation, with the limitation running from 1 to 2 per cent of true values in any one year.

And the California Real Estate Association, while not definitely committed to the program as yet, is urging serious study of the property tax limitation set-up in California. In support of the system, it calls attention to the fact that property taxexs have decreased approximately 23 per cent in th estates which have initiated the over-all limitation.

Any program of this nature requires the most careful scrutiny and study, but it is at least a hopeful sign that the farmer and the general property owner—after years of excessive taxation—seem to have enlisted the sympathetic interest of tax-levying agencies.

YEAR'S GAS TAX IS $39,625,000

SACRAMENTO, Jan. 21.—California gasoline taxes for 1934 has amounted to $39,625,055.32, marking an increase of $317,702.33 over the corresponding figure for 1933, according to announcement made here today by the State Board of Equalization. This is a gain of 8 per cent as contrasted with a loss of 19 per cent in 1933, when the total taxes from this source were $39,307,352.99, or $763,985.88 less than in 1932.

Not all of the fuel tax assessed is available for road purposes, the Board points out in its comment. Refunds made by the State Controller on account of non-highway uses absorb approximately 10 per cent of the tax, so that less than $36,000,000 out of the total collected for 1934 will be available for road work. Expenses of administration take only a small fraction of the proceeds, leaving an average of approximately $3,000,000 per month for highway expenditures.

NEW RESTAURANT

John Marks has just completed his restaurant furnishings in the Club Pool Hall on Broad street, giving him space for two booths, a table booth and long counter. The other equipment consists of a large frigidaire, steam table and electric range. His many friends wish him the greatest success.

HILLS FLAT WATER SUPPLY

The Nevada Irrigation District workmen made a trip to Nevada City today to take a large truck load of six inch pipe to Hills Flat. In the last few months a trench was dug and a pipe line laid from near the Shaw Fruit Stand that extends to Hills Flat. It will serve the many new homes and business buildings in that section. The N. I. D., is completing their work at this time by putting services on the pipe line for the new property owners.

III STUDENTS ENJOY ASSEMBLY PROGRAM

A program was held last Friday afternoon in the high school study hall. Two films were presented on the new screen prepared by Mr. Hobbie. They were: "Niagra Falls in Winter," and "When Snow Time is Joy Time," a Canadian government picture showing winter sports in Canada. After the film, the Girls League put on a varied program of stunts and music. The first number was a clarinet selection by Mary Jane Warnecke, "Gondolier." Sally Robinson played the piano accompaniment. Next was a duet, "Winter Wonderland" sung by Margaret Stevens and Madge Piannezze, accompanied on the piano by Coach Barron. Then came a tap dance by Gldie Smith, and a skit, "Curses, Foiled Again," with Betsy Bennett and Ruth Curnow as the Negro mammy and the dashing beau, respectively.

The last number on the program was a piano solo by Sally Robinson, "Polonaise." Everyone enjoyed the asembly, which was declared a great success.

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ROUGH GOING FOR SCHOOLS

BY RALPH H. TAYLOR

Shall the State Legislature have the right to reduce and regulate all state expenditures, including school costs?

Around that question, in all probability, will rage one of the bitterest battles of the 1935 State Legislature.

And if the Legislature finally answers "Yes" by voting for the abolition of so-called "fixed charges," or continuing appropriations, legislative action will be followed by a battle royal at the next general election to determine the attitude of California voters on the issue.

In the Legislature first blows already have been struck, with Senator Ralph Swing of San Bernardino—author of a constitutional amendment to abolish all "fixed charges"—claiming that there can be no real economy in state expenditures until continuing appropriations are eliminated.

Advancing the contention that state costs should always be held within state income, Senator Swing declares, in support of his amendment, that more than 72 per cent of all state expenditures, at the present time, are "fixed" by the constitution, or statute, and are therefore inflexible. When state revenues fluctuate, he insists, the Legislature should have the power to make quick adjustments in state outgo.

In principle there can be no dispute of the soundness of Senator Swing's proposal. Continuing appropriations—voted by the people, and subject to repeal or reduction only by a second vote of the people—have undoubtedly been a major factor in the rapid and almost inescapable increase in governmental costs.

But opponents of the Swing amendment insist—and not without cause—that legislative practice must be balanced against legislative theories in reaching a fair determination of the issue.

By far the largest item in the list of "fixed charges" against the state's general fund is the continuing appropriation for the support of California's public schools. And continuous, orderly support of the schools— based on school attendance and actual school needs—is a primary requisite of any efficient, successful school system, according to the educational group.

Abolition of the continuing appropriation for the schools, this group asserts, would make educational appropriations subject to political log-rolling, jockeying and vote-trading at every session of the Legislature. They further declare that it would force school people into politics, making it necessary to elect legislators definitely pledged to a fair school program, and that irreparable damage would be done to the schools, due to the uncertainty regarding school appropriations.

"No school system can function efficiently on a hit-or-miss system of appropriations," says Sam H. Cohn, deputy state director of education. "The Swing amendment might very well result in a 7-month school term one year, a 10-month term the next and the closing of many schools entirely. It would make a political football of school appropriations and such a system is far more dangerous than the present system."

DEATH OF FRMER RESIDENT

The sad news of the death of Mrs. Edna M. Van Horne, of Alameda on January 7, has been received by Nevada City friends. Mrs. Van Horne lived in Nevada City a number of year and made many friends here

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WEEKLY COMMENT

BY

Christian Andersen

The plebiscite in the Saar, returning this rich territory to the fatherland, reminds me of another plebiscite of not so long ago in which Schleswig Holstein voted to return to Denmark. There is an interesting bit of history behind that vote. Schleswig Holstein is located in the lower part of Jutland and includes that parcel of land on which the seaport Kiel is located strategically in the southeastern corner of the North Sea. Germany many generations ago saw the possibilities of this port in time of war and although the people located in the territory had always been under the Danish crown, spoke the Danish language, and lived according to the Danish customs, Germany first attempted by force, to take this valuable territory from the rightful owners in 1849. The attempt failed and for fifteen years all was peaceful until 1864 when the Germans in another war of their own starting forced the Danes to cede the region to Germany. The Germans proceeded to make Germans out of the inhabitants. They dil this by forcing the German language in the schools and by other nationalization processes. none of which were successful. Of course those were days when might was right. Things are different now, what with the league of nations, world courts, etc.

As a sidelight on the 1849 war, mentioned above, it was at the battle of Dybbyl, the Danes fighting against great odds, were about to loose the battle, when suddenly in the sky the Danish flag (Dannebrog) was seen to come fluttering down. The flag finally fluttered toward earth and when about to alight a stalwart Dane grabbed it. With a shout of encouragement he led the faltering Danish hosts to a definite and glorious victory. (This is a bit of historical legend, but we, as kids, believed it an act of God). The victory was no legend.

Tordenskjold, a great Danish infantry officer, took a large detachment of Danes into Swedish territory, either to avenge a wrong or to capture some Swedish cities. His force was entirely annhilated. himself the only survivor. He escaped from the Swedish soldiers and pursued by them, he managed to make his way to the coast on the sound between Denmark and Swelen (Ore Sund). The Sweds were so hot on his trail that he had no time to look for a boat to reach his native land, so he took his sword between his teeth and swam the sound, thereby becoming a national hero. His exploit was made much of in the Danish history classes, and no doubt was the foundation for many noble and brave deeds performed by Danish men and women.

Many people pronounce the word history, "histry," leaving out the vowel. Such delinquencies in speech partly destroys the euphonic beauty of the English language. There is one more simple and ugly error, the word "being," generally pronounced, "bein'." Of course there are a great many others but these two are representative.

Thor was the Danish god of thunder and lightning. He drove beautiful white giant goats hitched to his gilded chariot. Each time the goats set their golden shod hoofs hard against a cloud they struck sparks. This was the lightning, and the thunder was the rumbling of Thor's chariot. Beautiful story but hardly true.

A brand new car
To the mountain goes,
With new and shining chains
Around each wheel.
These chains sing
Blithely, safety, safety, safety,
Till senses lulled
By siren song,
Relax the tension once too long,
The car ends crashed against a log.

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BETWEEN THE LINES

By Alexander McNulty

In the recent action taken by the Treasury in reducing maximum interest rates on savings accounts; is to be discerned another evidence of recognition by government of the enevitable vital necessity of cheapening money. Under existing circumstances, it is doubtful whether this new move will have any more than a general effect to indicate to the public the trend of lower interest rates on money. In the world of finance this fact has long been evident. Short term government securities, ninety day Treatusy Notes for example, are being eagerly sought by the larger banks and other heavy investors. Issues are being over subscribed four and five times and are bid up to where these securities pay the unbelievably low rate of 1.10% interest.

As a means of stabilizing our future, this move is necessary and good. As a means of hastening recovery, while some good will no doubt result from individuals desiring a larger return from their savings and seeking another field of investment than savings banks, thus creating activity. Theoretically, this is a logical premise, inasmuch as individuals may invest their own money much freer than institutions, restricted as they necessarily must be as to security of investment and of maintaining reasonable liquidity. As custodians of the peoples savings, the first consideration of these institutions is to protect their clients against loss of principal interest upon principal being of secondary importance. Even now, with all signs seeming to indicate that we are out of the woods and on the way to recovery and very concrete evidence in the way of increasing production and consumption of goods; there is much more than a shadow of doubt in the minds of observers as to whether this will last. Doubt as to the the fundamental soundness of the present apparent recovery is felt and voiced from viewpoints. Disregarding for the moment these differing opinions, we have and have had amply demonstrated to us that those who have the investment of money in their care, do not believe that we are well started on the roal to recovery. Organized business, and this means all financial intitutions, voice as their criticism of present conditions, fear of expanding or making long term commitments until assurance of a stable monetary policy is given; fear of legislation tending toward socialism that may be demanded by a population thinking in very liberal and in many cases radical ways; disatisfaction with, and fear of further governmental competition. These three broad subjects and the countles off shoots springing from them form the reasons for what we hear called lack of confidence.

Business, however, while extremely vociferous concerning the natitonal and other public debt, says very little about debt in general. There can be no doubt but that business leaders recognize how impossible the situation is and how hopeless it is under conditions as they now exist to achieve more than a semblance of recovery. The total interest bearing debts in this nation, private, corporate and public, amounts to as much or perhaps more than the actual value of our physical assets. This is due of course to cyclical flucuating value of our money in its purchasing power and the habit of humans to contract debt during times when goods and property seem more desirable than money and when a condition that we know as inflation exists. Conversly, when people desire money more than they do goods and property and the phenomenon known as deflation has occured, the purchasing power and services become but a fraction of their previous values. All signs point to one of two solutions to the problem of debt. Either all existing debt must be summarily reduced by an agreed upon percentage or government must by some form of monetary inflation, either direct or indirect, raise the level of prices to approximately where they were when the great part of existing debt was contracted.

The cost of borrowed money is and has been entirely too high. The average rate of annual increase in production and national wealth in normal times is between three and four percent. When we permit our interest rates to exceed this normal increase, we shall inevitably find after a few years of such practice, that our debts exceed our assets.

BIRTH

KISTLE—To Mr. and Mrs. Robert Douglas Kislte, Grass Valley, December 26, 1934, a daughter.

Have You Heard ?

BY

Katie Lewis

FRENCH CORRAL, Jan. 21.—Ponta Rosa Trail; Point Defiance! Across the bridge to Pleasant Valley!

Do those names bring back memories to the "old timers?" I wonder if anyone remembers when there was a town down at "the forks" and who the people were that lived there?

The Other Half came stamping into the house this morning and announced his intention of going into the mining business down at "the Junction." He induced me to climb into the Brown Derby (our old Studebaker, 1925 vintage) and we rattled out of the Carrol and down the Colfax road for a mile or so. After a bit we crossed the flats and then climbed a steep, rocky hill until we struck a section of the old Ponta Rosa Trail.

And what a trail! That road was built for horses and wagons and automobiles have no business, whatsoever, upon it. From the summit to the forks this road is just one mile long, a yard wide and steep as a flag pole.

The Other Half put the Brown Derby in low and we slipped, slid and slithered down over rocks and logs, grazed the banks a couple of times on one side while the wheels kept turning in space on the other. To my right I could look far down below and see the clear waters of the North Fork skipping serenely along between boulders and never dreaming of the muddy shower it was to receive a little farther on from the South Fork.

Sometime during the last summer forest fires burned most of the vegetation from the hills and they appear barren and sullen. And once before we reached the bottom a deer broke brush on the cliff directly over our heads. Then, without warning, the road ended and we were on the old townsite of Point Defiance.

Not one building is left standing Not one shingle nor an old rafter. Even the stone abutments that once supported the old bridge have been torn away so that miners might extract the gold from the ground beneath them. I have heard that there was once a large hotel there, a store, saloon and a dance hall. It is hard to believe now for the site has slipped over the bank until there is hardly room for the few tents of the miners who are prospecting down there.

It is curious how these little places eventually slip off the map in the course of time. There is no doubt but that they do and are entirely forgotten, except, by those who actually lived there. I wish that the ghosts of the past could speak to me and tell how the little town came into existence and why it afterwards died.

Take a tip from me and never drive down there. Every inch of it coming out must be made in low gear, slow, tedious low gear at that. There is not room anywhere on that nerve-wrecking mile to pass another car and naturally around each curve you expect to meet one. It was a cold, windy day when we came up but nervous perspiration rolled down my back and my hands were damp and clammy.

If I ever visit Point Defiance again I will leave my car at Bridgeport and take the foot trail down the South Fork. It is only a ten minute hike and I will be able to enjoy the scenery instead of being terrorized at the thought of risking life and limb in an automobile up that impassable grade.

Miss Joan Grant, who has been confined to her home with a case of the mumps is fully recovered and returned to school today.

GLASSES

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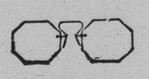

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W. E. WRIGHT
ATTORNEY AT LAW
Office in Union Building
Phone 28 Nevada City

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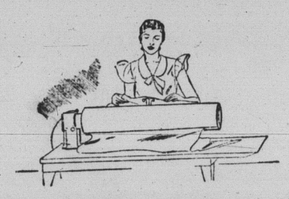

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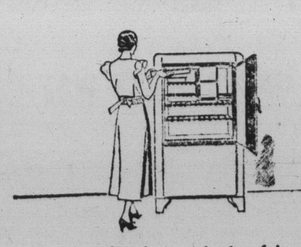

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NO. 6406
SUMMONS

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, IN AND FOR THE COUNTY OF NEVADA

Action brought in the Superior Court of the State of California, in and for the County of Nevada.

W. E. Wright, Attorney for Plaintiff. Union Building, Nevada City, California.

EARL SUTTON, also known as Earle P. Sutton, Plaintiff.
vs.
NADINE SUTTON, as Administratrix of the Estate of Isabelle M. Sutton, deceased; J. B. JOHNSON; S. N. JOHNSON, as Administrator of the estate of J. B. Johnson, deceased; CHARLES McELVEY; FRANK CLEVELAND; ELLA M. COOMBS, formerly ELLA M. ROSE, also known as E. M. Rose; J. M. KITTS; HENRY L. KITTS; STEPHEN B. FOWLER; FANNIE GIN; HERBERT GON; HELEN C. HARVEY; DOROTHY S. NILON, as Executrix of the Estate of Frank M. Nilon, deceased, and also all other persons unknown, claiming any right, title, estate, lien or interest in the real property described in the complaint adverse to plaintiff's ownership or any cloud upon plaintiff's title thereto, Defendants.

THE PEOPLE OF THE STATE OF CALIFORNIA SEND GREETINGS TO: Nadine Sutton, as Administratrix of the Estate of Isabelle M. Sutton, deceased; J. B. Johnson; S. N. Johnson, as Administrator of the Estate of J. B. Johnson, deceased; Charles McElvey; Frank Cleveland; Ella M. Coombs, formerly Ella M. Rose, also known as E. M. Rose; J. M. Kitts; Henry L. Kitts; Stephen B. Fowler; Fannie Gin; Herbert Gon; Helen C. Harvey; Dorothy S. Nilon, as Executrix of the Estate of Frank M. Nilon, deceased, and also all other persons unknown, claiming any right, title, estate, lien or interest in the real property described in the complaint adverse to plaintiff's ownership or any cloud upon plaintiff's title thereto, defendants:

You, and each of you, are hereby directed to appear and answer the Complaint in an action entitled as above, brought against you in the Superior Court of the State of California, in and for the County of Nevada, within ten (10) days after the service upon you of this summons, if served within this County, or within Thirty (30) days if served elsewhere.

You are hereby notified that unless you appear and answer as above required the said Plaintiff will take judgment against you for any money or damage demanded in the Complaint as arising upon contract or he will apply to the Court for any other relief demanded in the Complaint.

The said action is brought by the above named plaintiff against the above named defendants, and each of them, to quiet the plaintiff's title to the lands and real property described in the Complaint on file in the said action and hereinafter particularly described, and to determine the adverse claims of the above named defendants, and each of them, and of all unknown persons to, and clouds upon the title to the said real property and the whole thereof pursuant to the provisions of Section 749, 750 and 751 of the Code of Civil Procedure of the State of California, and that the said real property is situate, lying and being in the County of Nevada, State of California, and is particularly described as follows, to-wit:

PARCEL No. 1: Those certain lots, pieces and parcels of land situate, lying and being in Sections twenty-three and twenty-four, Township sixteen, North Range Eight East, M. D. B. & M., described as follows:

Commencing at a point on the fence between the lands owned by the Nevada County Land Company and the late A. D. Sutton, and from which the Section corner common to Sections 13, 14, 23 and 24, bears N. 4° 16' W. 1375.6 feet, and the quarter section corner between Sections 23 and 24, bears S. 0° 05' W. 1257.0 feet, variation 19° E., thence along the fence N. 49° 39' E. 1056.00 feet; thence N. 42° 07' W. 50.93 feet; thence N. 39° 41' E. 325 feet; thence N. 81° 17' E. 18.50 feet; thence S. 78° 57' E. 31.10 feet; thence N. 31° 50' E. 124.20 feet, to a point on the fence at the corner of a lane leading to the County Road; thence along the fence on the side of said road S. 58° 21' E. 50.59 feet; thence S. 32° 20' E. 34.80 feet; thence S. 17° 12' E. 64.55 feet; thence S. 23° 56' E. 303.50 feet; thence S. 1° 12' W. 33.60 feet; thence S. 15° 47' W. 30.30 feet to a point on the fence at the bend of the road; thence S. 19° 31' W. 86.12 feet across the County Road to the fence corner between Kitts & Sutton, thence along the fence between Kitts & Sutton S. 44° 49' E. 138.56 feet; thence S. 21° 13' E. 81 feet; thence S. 19° 15 E. 149.80 feet; thence S. 21° 18' E. 115.00 feet; thence S. 27° 18' E. 90 feet; thence S. 28° 58' E. 93.88 feet; thence S. 36° 43' E. 134.96 feet to the center of a ravine; thence down the center of said ravine between the lands of Griffiths and Sutton S. 27° 02' W. 29.28 feet; thence S. 38° 40' W. 64.93 feet; thence S. 82° 15' W. 78.63 feet; thence S. 51° 10' W. 261 feet; thence leaving the ravine and following the fence between Griffiths and Sutton N. 37° 18' W. 40.00 feet; thence N. 24° 11' W. 520.70 feet; thence N. 85° 20' W. 188.50 feet; thence S. 86° 13' W. 24.25 feet; thence N. 70° 33' W. 116.32 feet; to a 1 inch iron pipe four feet long at the side of the County Road the fence corner between Griffiths & Sutton; thence across the County Road N. 39° 48' W. 40.00 ft. thence S. 52° 40' W. 1279.00 feet; thence N. 49° 59' W. 32.51 feet; thence N. 33° 47' E. 119.50 feet; thence N. 27° 13' E. 102.80 feet; thence N. 22° 05' E. 109.10 feet; thence N. 26° 25' E. 82.30 feet; thence N. 28° 21' E. 101.74 feet and thence N. 34° 22' E. 140.60 feet to the place of beginning.

PARCEL No. 2: Also that tract of land adjoining above described lands described as follows:

Commencing at corner No. one at stake standing South 14° 31' E. 524.80 feet from the Section corner common to Sections 13, 14, 23 and 24, Tp. 16 N., R. 8 E., M. D. B. & M., thence S. 52° 34' W. 580.05 feet; thence S. 38° 14' E. 524 feet to a point 20 feet from the center of the Traction Company's track; thence following a 41° 30' Curve to the right a distance of 120 feet; thence N. 49° 39' E. 825.40 feet and thence N. 55° 49' W. 661.50 feet, to the place of beginning, containing 10.22 acres, more or less.

PARCEL No. 3: Also that certain tract of land adjoining last above described tract and bounded and described as follows:

Beginning at corner No. 1, at S. 38° 49' E. 1080 feet from the corner common to Sections 13, 14, 23 and 24, Tp. 16 N., R. 8 E., M. D. B. & M., thence S. 52° 53' E. 30.46 feet; thence N. 49° 39' E. 267 feet; thence N. 42° 07' W. 50.93 feet; thence S. 45° 14' W. 273 feet to the place of beginning, containing 00.25 acres, more or less.

EXCEPTING THEREFROM that certain parcel of land as contained in the deed dated April 26, 1915, recorded May 1, 1915, in Book "120" of Deeds, at page 434, executed by C. D. Emmons and Minnie L. Emmons, his wife, to The Glenwood Land Company described as follows, viz:

Beginning at corner No. 1, at S. 37° 39' E. 1110 feet, from the corner common to Sections 13, 14, 23 and 24, T. 16 N., R. 8 E., M. D. M., thence S. 49° 30' E. 350 feet to County Road, thence N. 49° 39' E. 30.50 feet; thence N. 49° 30' W. 350 feet; thence S. 49° 39' W. 30.50 feet to the place of beginning, containing 00.24 acres.

That the object of the said action is to obtain the judgment of the Court against the said defendants and each one of them, known and unknown as follows:

That all adverse claims to, and all clouds upon the title of plaintiff to said real property or any and every part thereof be determined by the judgment and decree of said Court, and that it be decreed that plaintiff is the sole owner in fee of said real property and the whole of said real property herein described, being the same real property described in the Complaint of plaintiff on file herein, and that plaintiff is in the possession of the property and entitled to the possession of the said real property, and the whole thereof, and that the defendants have not, and that no one of the said defendants, including the unknown persons made defendants herein, have any right, title, estate, lien or interest of any kind whatsoever, in or to or on the said real property or any part thereof, and that the said defendants and each and every one of them, known and unknown be forever debarred, enjoined and restrained from making, or asserting any claim whatsoever in or to the said real property, or any part thereof, adverse to plaintiff, and that the title of said plaintiff in and to the said real property and the whole thereof be forever quieted and adjudged good and valid, and for such other and further additional order, judgment, decree and general relief as is meet and proper in the premises and for costs of suit.

Given under my hand and the seal of the Superior Court of the State of California, in and for the County of Nevada, this 24th day of October, 1934.
(SEAL)
R. N. McCORMACK
Clerk of the Said Superior Court.
Jan. 7, 14, 21 28.

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Every phase of the funeral ceremoney is handled by The Holmes Funeral Home with quiet efficiency, with tact, with respect for a sacred memory and for the feelings of those who mourn.
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FOR SALE CHEAP—1926 Hupmobile, panel delivery—136 Boulder street, Nevada City. Jan 4-1tc.

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MAN WANTED for Rawleigh Route of 800 families. Write today. Rawleigh, Dept. CAA-366-SA, Oakland, Calif.

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CARS BOUGHT AND REFINANCED Loans made on cars. 1930 Buick Roadster in A-1 shape. Other excellent offerings at out establishment. Fred A. Rupley, 120 East Main St., Grass Valley. 6-22-tf.

WANTED—25 used radios and 10 used electric refrigerators. Condition immaterial if price reasonable. Phone W. H. Hahn, Grass Valley 358W. Nov. 5tfc.

FOR SALE—52 ACRES NEAR Lake Vera adjoining Mills College, Fenced. 500 cords oak and pine wood. Phone 25-F-3, Nevada City. tfc

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Nevada Theatre

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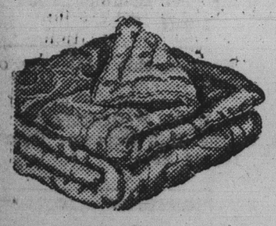
THE MERRY WIDOW Hear again the lilting strains of the "Merry Widow Waltz". See the glamorous Jeanette MacDonald and Maurice Chevalier flirting and singing their way in a glorious romance, filled with the immortal Franz Lehar music.

WEDNESDAY AND THURSDAY

THE BRITISH AGENT With Kay Francis and Leslie Howard together on the screen for the first time... As a Russian it was her duty to kill the man she loved! His was to destroy the cause she held most dear! What was she to do? See the solution in "British Agent."

YOUR WINTER NEEDS in Beds and Bedding



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Beautiful Four Piece BEDROOM SET $62.50

PILLOWS $1.00 UP

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PLACER TEAM WINS BY TEENY-WEENY MARGIN

The Placeh high A team beat the Nevada City A team 93 to 2, and the Placer B team beat the Nevada City B team 36 to 19, in the two game played Friday night at the Armory Hall. The Auburn boys were too big, too fast, and too accurate shots to give the Yellow Jackets a look in on the scoring end of the game.

The starting line-up of Nevada City for the A game was as follows: Forwards, Art Elliott and Ray Wilde; center, Harold Lopez; guards, Ray Steger and Max Santinelli. Starters for the B game: Forwards, Tom Widauf and Curtis Clark; center, Fan Robins; guards, Albert Pratti and Mervin Doolittle.

A fairly large crowd watchel the games. One of the factors which gave the Auburn squad such an advantage over the Nevada City boys was their center, who was six feet and a half inches tall, and besides always getting the tip-off, could literally drop the ball into the basket.

Nevada City A and B teams will play Lincoln at the Armory Hall next Friday night at 7:30.

Personal

James Williams purchased the Hurley property north of Nevada City's limits and is moving his family and household effects from Piety Hill to their new home, this week.

C. E. Bosworth left for Oakland Sunday and is expected home tomorrow. His nephew, Walter, who has been spending the holidays in San Francisco with his parents, will return home with him.

Mrs. Dora DeRoux, a trained surse of Marin county, has come to Nevada City to live and to establish herself in her profession here.

Tom Arden, who for some time has been the Sacramento Bee's Representative in Oroville, called at the Nngget office on Friday. Mr. Arden will succeed Glen DeYoe as the Grass Valley and Nevada City representative of the Bee. After an operation for appendicitis Mr. DeYoe will be the Bee's representative in Oroville.

Mr. and Mrs. A. D. Hughes and son, Ross, who spent the latter part of the week in San Francisco and Marin county, returned home Sunday evening.

SOCIAL EVENTS

Miss Erma Keller To Wed Paul Stover

Mr. and Mrs. L. L. Keller, of Nevada City, last week announced the engagement of their daughter, Miss Erma Keller, to Paul L. Stover.

Stover is a son of Mrs. Mary Stoever of Roseville. Miss Keller is a graduate of the Nevada City high school and Stover is a graduate of the San Juan high school near Fair Oaks. He also attended the Columbia University in New York.

Banner Mt. Auxiliary To Give Card Party

Banner Mountain Post, V. F. W., Auxiliary is giving a public card party next Friday evening at 8 p. m. in Pythian Castle. Mrs. W. E. Young is chairman of the committee. Prizzes for high scores and a door prize are to be given. The members are meeting at an earlier hour to make plans for initiation of several new candidates and attend to business matters.

The veterans have now changed their meeting night to Wednesday evening and moved to Pythian Castle.

Masonic Lodges to Hold Joint Installation

A 6:30 dinner tonight at the Masonic Temple in Nevada City, precedes the election and installation of officers from Grass Valley and Nevada City chapters, Royal Arch Masons. A. R. Adams, of Grass Valley, is to be the installing officer. Large numbers of members from the two communities are expected to attend the big event.

At this meeting an officer is to be chosen to fill the vacancy left by the recent death of W. E. Meservey. He had held the office of High Priest for over 20 years and at the time of his death was filling in the office of King, temporarily.

THANKS TO CIVIC CLUB

The Blue Bird Group, the junior association of the National Camp Fire Girls organization, wish to express their thanks and appreciation to the Women's Civic Club for the donation of five dollars. The Blue Birds all hope and desire always to be able to have everyone see that they are worthy of such donations.

JOAN GRANT, Guardian.

Mrs. Mary Warnecke, third grade teacher, of the Washington grammar school is preparing for a most elaborate entertainment on Friday afternoon. Mrs. Tony Rore is the class leader and is assisting. All the children of the class are taking part. A part of the program will be two playlets, and all the children are to be in costumes. A ful program will be in the next issue of the Nugget.

St. Agnes Will Give Party

St. Agnes Guild of Trinity Episcopal church will hold its first card party of the New Year on Thursday afternoon with Mrs. Robert Nye as hostess at her home on Broad street. Mrs. C. E. Parsons will have charge of the contract tables, Mrs. Charles Leiter of the auction tables and Mrs. Benjamin Hall of the Mah Jongg tables.

Mr. and Mrs. Bolton Are Dinner Hosts

Mr. and Mrs. Harry E. Bolton entertained a large number of relatives and friends at their home at a delicious dinner Sunday evening. Those present for the occasion were Mr. and Mrs. Thomas Oliver, Mr. and Mrs. Ted Sinnock and son of Colfax; Mr. and Mrs. D. R. Bolton and two sons and two guests of Petaluma; Mr. and Mrs. Harry E. Bolton and son and daughter, Miss Alberta Bolton. The day was given over to visiting and enjoying of snow sports up on the Tahoe-Ukiah highway.

JOINT INSTALLATION

Native Sons and Daughters, of Grass Valley, have completed preparations for their joint installations at the auditorium lodge hall tonight in Grass Valley, the Nevada City parlors participating as guests. Faithful practice of the floor work, a splendid program, banquet and other features will make the event a brilliant and colorful one.

CAMP FIRE GIRLS

On Saturday, January 12, Adenah group of campfire girls elected officers at their meeting held at the home of Miss Zoe Tredennick. The elected officers are: Vella Flindt, president; Jean Martz, secretary; Rose Ponticelli, treasurer; Mary Martz, scribe; Sylvia Moody, song leader. The girls, with their guardian, Miss Zoe Tredennick, are looking forward with keen anticipation The next meeting will be held on to a snow party in the near future. January 26.

George R. Schrader, newly appointed chief clerk in the Tahoe National Forest Service, moved his family to Nevada City today from Quincy, Plumas county. They are now making their home in the Ed Smith house on Park Avenue.

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GRASS VALLEY

"THE MERRY WIDOW" GLORIOUS FILM TREAT

Resplendent in its strikingly beautiful settings and costumes, filled to the brim with sly, ingratiating humor, telling a romantic tale that cannot fail to delight every onlooker, and echoing the never-to-be-forgotten melodies of Franz Lehar, "The Merry Widow" opened last night at the Nevada as one of the most glorious film treats ever offered. It will be shown here tonight and Tuesday.

With a cast that could not be improved upon and the superb direction of Ernest Lubitsch this picture floats along like a bubble of merriment to tell its story of the debonair prince and the bewitching widow whom he waltzes away to romance amil the nocturnal delights of gay Vienna and Paris.

Maurice Chevalier and Jeanette MacDonald have never enjoyed a greater triumph. They sing the Lehar songs as they have never been sung before, backgrounded by a magnificent symphony orchestra.

"BRITISH AGENT"

An exceedingly large and powerful cast was selected for the dynamic roles in the First National Productions' feature "British Agent," which comes to the Nevada Theatre on Wednesday and Thursday.

Two of the most popular stars of the day, Leslie Howard and Kay Francis, head a list of twenty talented players in important speaking parts while there are a score more smaller roles and hundreds of extras playing in many of the spectacular scenes.

Leslie Howard is known on two continents for his masterly characterizatiins on both stage and screen.

American audiences are all familar with the work of Kay Francis, the stately brunette beauty, whose latest pictures are "The House on 56th Street" and "I Loved a Woman."

Howard and Miss Francis furnish the romantic interest as two lovers, the former an unofficial British agent and the latter an aristocratic Russian turned Red.

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HYDRAULIC PARLOR, NO. 56, N. S. G. W.
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Visiting Native Sons welcome.
CARL J. TOBIASSEN, Pres.
DR. C. W. CHAPMAN, Rec. Sec'y.

Nevada City Lodge, No. 518, B. P. O. Elks
Meets second and fourth Friday evenings in Elks home, Pine Street. Phone 108. Visiting Elks welcome.
W. E. WRIGHT, Exalted Ruler.
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